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16 Attorneys for Plaintiffs and the proposed Class

17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**

19 JOAN AMBROSIO, JANE LACAP, KEITH
20 SWICK, BILL CHAN, COSMIN BANU,
21 SHAHID RAHMATULLAH, DANA
22 ROGERS, TONY TRINH, CHRISTIAN
23 HALLORAN, NOVELETT WITT, ART
24 BAIMKIN, ANGELITO MUYOT JR.,
25 JASON RUIZ, KESHAV KAMATH, PEET
26 SAPSIN, and ALICIA ERBY

27 Plaintiffs,

28 v.

COGENT COMMUNICATIONS, INC.,

Defendant.

CLASS AND COLLECTIVE ACTION

Case No 3:14-cv-02182-RS

**STIPULATION TO CONTINUE
MOTION FOR CLASS
CERTIFICATION AND
COLLECTIVE ACTION BRIEFING
AND HEARING SCHEDULE;
[PROPOSED] ORDER**

1 **STIPULATION**

2 Plaintiffs Joan Ambrosio et al. (“Plaintiffs”) and Defendant Cogent Communications,
3 Inc. (“Defendant”)(collectively, the “Parties”), through their counsel, hereby stipulate and agree
4 that:

5 WHEREAS the parties have engaged in significant discovery to date;

6 WHEREAS the parties continue to exchange documents responsive to various discovery
7 requests, and continue to meet and confer to resolve disputes with respect to some of those
8 requests;

9 WHEREAS the parties continue to take depositions relevant to the class certification,
10 some of which have been delayed due to scheduling matters but will take place over the next
11 four to eight weeks;

12 WHEREAS, due to the above, the Parties respectfully request that the Court continue to
13 briefing and hearing schedule as detailed below;

14 WHEREAS, the Parties also propose that the Court continue the Case Management
15 Conference, currently set for August 20, 2015, to the same date as the hearing on Plaintiffs’
16 motion.

17 NOW, THEREFORE, the Parties, through their respective counsel, hereby stipulate,
18 subject to the approval of the Court, to the following schedule:

19	July 24, 2015	Plaintiffs’ Motion for Class/Collective Certification
20	August 14, 2015	Defendant’s Opposition
21	September 4, 2015	Plaintiffs’ Reply
22	September 24, 2015, 1:30 pm	Hearing/Case Management Conference

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1 Dated: May 22, 2015

DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

2 By: /s/ *Monique Olivier*

3 Monique Olivier

Attorneys for Plaintiffs

4 Dated: May 22, 2015

HAYNES & BOONE, LLP

5 By: /s/ *Tamara I. Devitt**

6 Tamara I. Devitt

7 Attorneys for Defendant

8 *I, Monique Olivier, attest that Tamara Devitt has concurred in the filing of this document.
(L.R. 5-1(i).)

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100 Bush Street, Suite 1800
San Francisco, CA 94104

1 [PROPOSED] ORDER
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5 **PURSUANT TO STIPULATION**, the following revised schedule for Plaintiffs' Class and
6 Collective Certification Motion is:

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July 24, 2015	Plaintiffs' Motion for Class/Collective Certification
August 14, 2015	Defendant's Opposition
September 4, 2015	Plaintiffs' Reply
September 24, 2015, 1:30 pm	Hearing/Case Management Conference

IT IS SO ORDERED.

Dated: 5/28/15



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Richard Seeborg, Judge
United States District Court